

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION**

LUNA INNOVATIONS INC.,)	
)	
Plaintiff,)	
)	Case No. 7:21-cv-00188
v.)	
)	By: Michael F. Urbanski
KISS TECHNOLOGIES, INC.,)	Chief United States District Judge
)	
Defendant.)	

This matter is before the court on defendant Kiss Technologies, Incorporated's motion to dismiss plaintiff Luna Innovations Incorporated's First Amended Complaint, ECF No.16, for failure to state a claim upon which relief can be granted pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure. For the reasons stated in the accompanying memorandum opinion, the motion is **DENIED**.

It is so **ORDERED**.

Entered: May 3, 2022



Michael F. Urbanski
Chief U.S. District Judge
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Michael F. Urbanski
Chief United States District Judge